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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10
11 LYCURGAN INC. dba ARES ARMOR,

12 Plaintiff

13 v.

14 B. TODD JONES, in his official capacity
as Head of the San Diego Bureau of
15 Alcohol, Tobacco, Firearms and
Explosives; and DOES 1-10,

16 Defendants.
17

Case No.: 14CV1679 JLS (BGS)

NOTICE OF MOTION AND MOTION
TO DISMISS COMPLAINT

DATE: November 6, 2014

TIME: 1:30 p.m.

Hon. Janis L. Sammartino

18
19 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

20 **PLEASE TAKE NOTICE** that on November 6, 2014, at 1:30 p.m., or as soon
21 thereafter as counsel may be heard, in the Courtroom of the Honorable Janis L.
22 Sammartino, Defendant, through its attorneys of record, Laura E. Duffy, United States
23 Attorney, and Daniel E. Butcher, Assistant U.S. Attorney, will and hereby does move
24 this Court to dismiss the Plaintiff's complaint pursuant to Federal Rules of Civil
25 Procedure 12(b)(1) and 12(b)(6). A memorandum in support of this motion is
26 attached.
27
28

DATED: September 22, 2014

Respectfully submitted,

LAURA E. DUFFY
United States Attorney

s/ Daniel E. Butcher
DANIEL E. BUTCHER
Assistant United States Attorney
Attorneys for Defendant